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**OFFICE OF PETITIONS** 

In re Patent No. 6,780,971 Issue Date: August 24, 2004 Application No. 09/901,187 Filed: July 9, 2001 Attorney Docket No.

2826.0040002/EJH/SAC

DECISION ON PETITION

This is a decision on the petition to reinstate an expired patent under 37 CFR 1.378(c), filed July 16, 2009.

The petition under 37 CFR 1.378(c) is **GRANTED**.

The above-identified patent issued August 24, 2004. Accordingly, the first maintenance fee could have been paid during the period from August 24, 2007 through February 24, 2008 without surcharge, or with a late payment surcharge during the period from February 25, 2008 through August 24, 2008. No maintenance fee having been received, the patent expired on August 25, 2008.

Since the instant petition was filed within twenty-four months after the six-month grace period provided in 37 CFR 1.362(e), the

petition was timely filed under the provisions of  $37\ CFR$  1.378(c). The maintenance fee in this case is accepted and the above-identified patent is hereby reinstated as of the mail date of this decision.

Receipt of the \$1,640 petition surcharge and the \$490 maintenance fee is acknowledged.

The patented file is being returned to Files Repository.

Telephone inquiries specific to this decision may be directed to the undersigned at (571)272-3207.

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Cliff Congo Petitions Attorney Office of Petitions